

NOV 22 2013

JULIA C. DUDLEY, CLERK  
BY: *H. McDonald*  
DEPUTY CLERK

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
DANVILLE DIVISION

UNITED STATES OF AMERICA

Case No. 4:06-cr-00049-3

v.

ORDER

ELIGIA JUNIOR MARTIN,  
Petitioner.

By: Hon. Jackson L. Kiser  
Senior United States District Judge

For the reasons stated in the accompanying Memorandum Opinion, it is hereby

**ORDERED**

that Petitioner's motion to vacate, set aside, or correct sentence, pursuant to 28 U.S.C. § 2255, is  
**DISMISSED without prejudice as successive**, a certificate of appealability is **DENIED**, and  
the case is **STRICKEN** from the active docket.

The Clerk shall send copies of this Order and the accompanying Memorandum Opinion  
to Petitioner and counsel of record for the United States.

ENTER: This 22<sup>nd</sup> day of November, 2013.

*Jackson L. Kiser*  
Senior United States District Judge